

## ORDINANCE NO. 2501

**AN ORDINANCE TO CREATE SECTION 28-2 (b)(2)(e) OF THE CITY OF  
CUDAHY CITY CODE CONCERNING DISCHARGE OF FIREARMS  
TO GRANT AN EXCEPTION FOR DISCHARGE AT AN APPROVED  
INDOOR SHOOTING RANGE**

**WHEREAS**, Section 28-2(b) of the City of Cudahy City Code prohibits discharge of firearms and weapons within the City limits subject to certain exceptions; and

**WHEREAS**, the City of Cudahy allows indoor shooting ranges within the City as a conditional use in the B-5 Highway Business District, per Section 44-469(4) of the City Code; and

**WHEREAS**, the City intends to resolve these apparently conflicting provisions of the City Code; and

**WHEREAS**, the City of Cudahy Common Council finds that it is in the best interests of the health, safety and welfare of the City that City Code be amended to allow discharge of firearms within the City limits within a properly approved indoor shooting range.

**NOW, THEREFORE**, the Common Council of the City of Cudahy, Milwaukee County, Wisconsin DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION 1:** Chapter 28 of the City of Cudahy Municipal Code entitled “Offenses,” Article I. entitled “In General,” Section 28-2 entitled “Firearms and Weapons,” subsection (b) entitled “Use of Firearms and Weapons,” subsection (2) entitled “Exceptions,” subsection e. is hereby created as follows:

[ (2) *Exceptions.* Firearms may be discharged within the city as follows: ... ]

e. By any person within an indoor shooting range that has been granted a conditional use permit pursuant to Section 44-469(4) of this Code, provided the indoor shooting range is operated in compliance with all conditions imposed by the conditional use permit, and provided the discharge complies with all rules, regulations and laws applicable to the indoor shooting range.

**SECTION 2: SEVERABILITY**

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

### SECTION 3: EFFECTIVE DATE

This ordinance shall take effect immediately upon passage and posting and/or publication as provided by law.

**PASSED AND ADOPTED** by the Common Council of the City of Cudahy on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Thomas Pavlic, Mayor

Attest:

\_\_\_\_\_  
**DENNIS BRODERICK**, City Clerk

ADOPTED \_\_\_\_\_

APPROVED \_\_\_\_\_

PUBLISHED \_\_\_\_\_

**Approved as to form:** Eric Larson, City Attorney  
WI. State Bar No. 1023297